

IN THE DISTRICT COURT IN AND FOR ROGERS COUNTY, OKLAHOMA  
STATE OF OKLAHOMA

CURTIS OZMENT,  
Plaintiff,

vs.

AMERICAN NATIONAL PROPERTY &  
CASUALTY COMPANY,  
a foreign insurance corporation,  
Defendant.

Case No.

CJ-2012-649

ATTORNEY LIEN CLAIMED

NOV -2 2012

CANDI CZAPANSKY, COURT CLERK

DEPUTY

**PETITION**

COMES NOW the Plaintiff Curtis Ozment and for his cause of action against the Defendant alleges and states:

I. Plaintiff is a resident of Rogers County, State of Oklahoma. The Defendant American National Property and Casualty Company, hereinafter ANPAC, is a foreign insurance company subject to service of process through the Oklahoma Insurance Commissioner. Venue of this action is properly placed in Rogers County pursuant to 12 O.S. §137.

II. On or about June 14, 2012, while insured by Defendant ANPAC, Plaintiff's 42' Trojan Cruiser sank.

III. As a result of the sinking, the GRDA impounded the boat and ordered the Plaintiff to have it removed. The transport and the additional storage continue to amass charges.

IV. Plaintiff submitted the sinking claim and associated charges to ANPAC for adjustment which proceeded to totally deny the claim on or about July 11, 2012 without granting Plaintiff any of the contractual rights contained within the policy.



V. The denial was made in bad faith, without proper investigation, and caused, and will cause, the Plaintiff to suffer continuing damages. The erroneous denial entitles Plaintiff to judgment for punitive damages in excess of the amount required for diversity jurisdiction pursuant to §1332 of Title 28 of the United States Code (12 O.S. §2009(G)).

WHEREFORE, Plaintiff prays for the contractual limit of damages \$25,000.00, the amount required to remove, transport, and store the boat, the contractual amount required to clean up spilled gasoline, interest, costs, attorneys fees, punitive damages in excess of the amount required for diversity jurisdiction, and all and any other relief to which the court deem him entitled.

Respectfully Submitted,

THE BAKER LAW FIRM, PLLC

BY:



THOMAS E. BAKER, OBA #11054

12315 E. 86<sup>th</sup> St. N.

Owasso, Oklahoma 74055

Telephone: (918)274-1818

Facsimile: (918)274-8383

Attorney for Plaintiff

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IN THE DISTRICT COURT IN AND FOR ROGERS COUNTY  
STATE OF OKLAHOMA

RECEIVED  
OKLAHOMA INSURANCE DEPARTMENT  
NOV 07 2012  
Legal Division

CURTIS OZMENT,

Plaintiff,

vs.

Case No. **CJ-2012-649**

AMERICAN NATIONAL PROPERTY &  
CASUALTY COMPANY,  
a FOREIGN INSURANCE CORPORATION,

Defendant.

**SUMMONS**

To the above-named Defendant:

American National Property & Casualty Company, c/o Oklahoma Insurance Commission, Five Corporate Plaza, 3625 NW 56<sup>th</sup>, Suite 100, Oklahoma City, OK 73112-4511.

You have been sued by the above-named Plaintiff and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

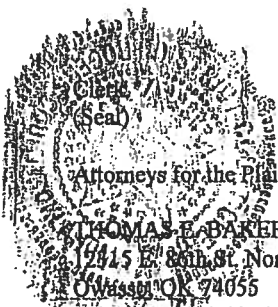
Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 2nd day of November, 2012.

CANDI CZAPANSKY, COURT CLERK

By:

Sean Korse, Deputy Court



Attorneys for the Plaintiff:

THOMAS E. BAKER, OBA #11054  
12415 E. 80th St. North  
Owasso, OK 74055  
Telephone: (918)274-1818  
Facsimile: (918)274-8383

This summons was served on \_\_\_\_\_, 2012.

\_\_\_\_\_  
Signature of person serving summons

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

**Return ORIGINAL for filing**

**Return ORIGINAL for filing  
RETURN/AFFIDAVIT OF SERVICE  
IN THE DISTRICT COURT OF ROGERS COUNTY  
STATE OF OKLAHOMA**

**CERTIFICATE OF SERVICE BY MAIL**

I Certify that I mailed copies of the foregoing affidavit and order to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, and receipt thereof on the dates shown:

Defendant	Address Where Served	Date Received
_____	_____	_____